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NO. 5674 P. 1

MAY 31 2006

Atty Docket No. 021154-000910US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner Albert Decady

Group Art Unit 2133

**OFFICIAL COMMUNICATION  
FOR THE ATTENTION OF  
EXAMINER ALBERT DECADY**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

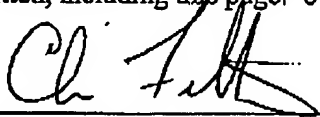
I hereby certify that the following documents in re Application of MATTHEW J. FOLEY et al., Application No. 10/726,007, filed December 1, 2003 for DATA RECOVERY TECHNIQUES IN STORAGE SYSTEMS are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. SB/21 Transmittal Form (1 page)
2. Supplemental Information Disclosure Statement (2 pages)
3. PTO SB08A and SB08B (2 pages)

Number of pages being transmitted, including this page: 6

Dated: May 31, 2006

  
Christopher R. Fitting

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TOWNSEND and TOWNSEND and CREW LLP  
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NO. 5674 P. 2

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PTO/SB/21 (09-04)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/726,007	
	Filing Date	December 1, 2003	
	First Named Inventor	Foley, Matthew J.	
	Art Unit	2133	
	Examiner Name	Albert Decady	
Total Number of Pages in This Submission	6	Attorney Docket Number	021154-000910US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO SB08A and SB08B, Facsimile Transmittal
<b>Remarks</b> The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature	<i>S. B. Kotwal</i>		
Printed name	Sujit B. Kotwal		
Date	May 31, 2006	Reg. No.	43,336

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 1-571-273-8300 on May 31, 2006.			
Signature	<i>Cl Fitting</i>		
Typed or printed name	Christopher R. Fitting	Date	May 31, 2006

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NO. 5674 P. 3

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On

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TOWNSEND and TOWNSEND and CREW LLP

By:

PATENT  
Attorney Docket No.: 021154-000910US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MATTHEW J. FOLEY et al.

Application No.: 10/726,007

Filed: December 1, 2003

For: DATA RECOVERY TECHNIQUES  
IN STORAGE SYSTEMS

Examiner: Albert Decady

Art Unit: 2133

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER 37  
CFR §1.97 and §1.98

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on the attached PTO/SB/08A form are being called to the attention of the Examiner. Copies of the references are not enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information, and no inference should be made that the information and references cited are, or

MATTHEW J. FOLEY et al.  
Application No.: 10/726,007  
Page 2

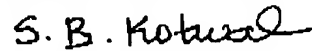
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are considered to be material to patentability because they are in this statement. No inference should be made that the information and references cited are prior art merely because they are in this statement.

Applicant believes that no fee is required for submission of this statement.

However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Sujit B. Kotwal  
Reg. No. 43,336

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**MAY 31 2006**

PTO/SB/08A (07-05)

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete If Known</b>	
				Application Number	10/726,007
				Filing Date	December 1, 2003
				First Named Inventor	Foley, Matthew J.
				Art Unit	2133
				Examiner Name	Albert Decady
				Attorney Docket Number	021154-000910US
Sheet	1	of	2		

[illegible][illegible]

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 601.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

PTO/SE/08B (07-05)

Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete If Known</b>	
				Application Number	10/728,007
				Filing Date	December 1, 2003
				First Named Inventor	Foley, Matthew J.
				Art Unit	2133
				Examiner Name	Albert Decady
Sheet	2	of	2	Attorney Docket Number	021154-000910US

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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